



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO CA 94111-3834

**COPY MAILED**

DEC 27 2007

**OFFICE OF PETITIONS**

In re Application of :  
Yukio Isobe et al :  
Application No. 09/757,802 : DECISION DISMISSING PETITION  
Filed: July 30, 2001 : UNDER 37 CFR 1.313(a)  
Attorney Docket No. :  
16869S-019500US

This is a decision on the petition under 37 CFR 1.313(a), filed October 11, 2007, to withdraw the above-identified application from issue.

The petition is **DISMISSED AS MOOT** since this application is now abandoned for failure to timely pay the issue and publication fees on or before October 26, 2007 as required by the Notice of Allowance and Fee(s) Due, mailed July 26, 2007.

Petitioner should note that the mere filing of a petition to withdraw from issue does not stay the period for paying the fees required by the Notice of Allowance and Fee(s) Due. Unless an applicant receives a written communication from the Office that the application has been withdrawn from issue, the issue and publication fees must be timely submitted to avoid abandonment. Note MPEP § 1308(I)(A).

In view of the above, the petition to withdraw from issue must be dismissed as involving a moot issue.

Petitioner may wish to consider filing a petition under 37 CFR 1.137 to revive this application.

Inquiries concerning this decision may be directed to the undersigned at (571) 272-3218 or to the Office of Petitions Help Desk at (571) 272-3282 after January 3, 2008.

This application is being referred to the Office of Data Management for processing as an abandoned application.

*Frances Hicks*

Frances Hicks  
Petitions Examiner  
Office of Petitions